

**UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF RHODE ISLAND**

*

*

**GENERAL ORDER OF APPOINTMENT OF COUNSEL REGARDING
POTENTIAL RELIEF AND APPLICATION OF
JOHNSON V. UNITED STATES, 135 S. Ct. 2551 (2015)**

Pursuant to the provision of the Criminal Justice Act, Title 18, U.S.C. § 3006A (a) (1) and (c), and to facilitate the efficient judicial administration of justice, It is hereby ordered that the Federal Public Defender's Office for the District of Rhode Island ("FPD") is appointed to represent any defendant who was previously determined to have been entitled to appointment of counsel, or who is now indigent, to conduct screening and determination of eligibility to seek federal habeas relief under either 28 U.S.C. § 2255 or 28 U.S.C. § 2241 in light of the U.S. Supreme Court decision in *Johnson v. United States*, ___ U.S. ___, 135 S. Ct. 2551 (2015).

Should the FPD determine an individual has a cognizable claim, it shall enter an appearance and present any petition, motion or application related thereto to the Court for consideration. If the FPD determines that a conflict exists that would prohibit the representation of the defendant, it shall so advise the Court.

It is further ordered that, upon request, the United States Probation Office for the District of Rhode Island shall disclose to the United States Attorney's Office and the FPD any documents necessary for resolution of any motion or petition made or to be made pursuant to 28 U.S.C. § 2241 or 2255, including pre-sentence investigation reports and statements of reasons.

It is so ordered.

November 6, 2015

By the Court:

/s/William E. Smith, Chief Judge